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**UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION**

ELOY ORTIZ OAKLEY, et al.,

Plaintiffs,

v.

BETSY DEVOS, et al.,

Defendants.

Case No. 4:20-cv-3215-YGR

**DEFENDANTS' NOTICE OF FEDERAL
 REGISTER NOTICE**

Defendants submit this notice to inform the Court that, on June 9, 2020, Defendant U.S. Department of Education (the "Department") issued the attached publication in the Federal Register relating to certain processes under the Paperwork Reduction Act. This Federal Register Notice also states that an Interim Final Rule ("IFR") is "scheduled to be published in the Federal Register on or about June 9, 2020," addressing the Eligibility of Students at Institutions of Higher Education for Funds under the CARES Act. *See* U.S. Dep't of Educ., Notice, 85 Fed. Reg. 35,294 (June 9, 2020) (attached hereto). Although the Federal Register Notice refers to an "Interim Final Rule scheduled to be published in the Federal Register on or about June 9, 2020," the Department's IFR has not yet been finalized. The Department does intend to publish an IFR on this subject, but does not expect it to be ready for publication before June 15, 2020, at the earliest.

1 DATED: June 9, 2020

Respectfully submitted,

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3 JOSEPH H. HUNT
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4 MARCIA BERMAN
5 Assistant Director, Federal Programs Branch

6 /s/ Kathryn L. Wyer
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